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FILED

JAN 12 2006

BOARD OF PHARMACY

By: Paula S. Alvarez
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Administrative Action

STEVEN KIM, R.P.

FINAL CONSENT ORDER

26371

TO PRACTICE PHARMACY IN THE
STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information that Respondent, Steven Kim, engaged in unauthorized practice as a registered pharmacist, in that: during the period of time between September of 2004 and May of 2005, while employed as a registered pharmacist at Eckerd Drug Pharmacy, Respondent utilized fraudulent prescriptions in order to obtain Prescription Legend Drugs for family members and to acquire manufacturer's rebates; committed Medicare fraud by submitting claims utilizing

fraudulent prescriptions issued in the name of Respondent's brother; and diverted money from Eckerd Drugs by voiding cash sales or by directly keeping money from cash sales. Such actions constitute violations of the Uniform Enforcement Act, N.J.S.A. 45:1-21, and the Pharmacy Practice Act, N.J.S.A. 45:14-40 et. seq., thus providing grounds for disciplinary action by the Board.

It appearing that in lieu of a proceeding to suspend or revoke Respondent's license to practice pharmacy pursuant to N.J.S.A. 45:1-21; Respondent, by way of a written admission dated May 26, 2005, having admitted to engaging in the aforementioned dishonest and fraudulent activities during his employment at Eckerd Drug Pharmacy, and engaging in professional misconduct constituting violations of the Uniform Enforcement Act, N.J.S.A. 45:1-21 (b) and (e); Respondent voluntarily agrees to enter the within Order and refrain from further practice of pharmacy and to surrender his original certificate and most recent biennial license renewal to the office of the New Jersey State Board of Pharmacy. Respondent having waived his right to a hearing and the Board having determined that the within Order is adequately protective fo the public health, safety and welfare;

IT IS THEREFORE on this 11th day of January, 2006 *pa*

EFFECTIVE NUNC PRO TUNC December 9, 2005,

now for then
ORDERED AND AGREED, that Respondent shall by execution

of the within Order authorize the surrender of both his original license, wall certificate and wallet certificate, and his most recent renewal card of his license to an authorized representative of the Board of Pharmacy; and that said surrender shall be deemed a license revocation for a period of no less than two (2) years from the entry date of this Order; and it is further;

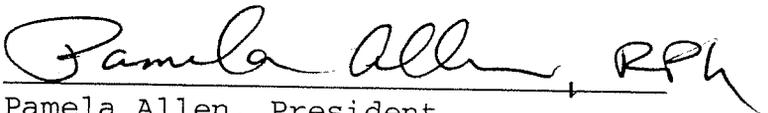
ORDERED AND AGREED, that Respondent shall cease and desist from engaging in the practice of pharmacy including the following: Respondent shall not handle, order inventory, compound, count, fill, refill or dispense any drug; he shall not handle anything requiring a prescription including devices and medications; he shall not handle prescriptions; he shall not advise or consult with patients, and he is prohibited from being present within a prescription filling area of a pharmacy, and it is further;

ORDERED AND AGREED, that this agreement is solely between Respondent and the New Jersey Board of Pharmacy and that nothing herein provided shall preclude any other governmental

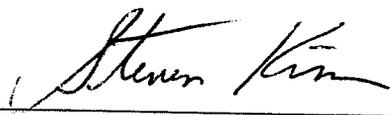
agency or authority from affirmatively initiating any action which may be authorized by law, and it is further;

ORDERED AND AGREED, that upon Respondent's application for reinstatement and prior to his relicensure, Respondent shall submit documentation of all treatment records of any and all diagnostic and rehabilitative therapy, and shall be required to submit to a comprehensive psychiatric evaluation and provide a report to the Board along with his application for reinstatement. It is further agreed that said license shall not be reinstated until Respondent has demonstrated, to the satisfaction of the Board, that he is fit and competent to resume the practice of pharmacy. Respondent may request a hearing before the Board to prove his fitness to practice as a pharmacist.

NEW JERSEY STATE BOARD OF PHARMACY

By: , RPH
Pamela Allen, President

I have read the within Order and understand it. I agree to be bound by its terms and hereby consent to it being entered by the New Jersey Board of Pharmacy.


Steven Kim, R.P.